

CERTIFICATE OF ELECTRONIC FILING

I hereby certify that this correspondence is being filed electronically with the Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 on **May 13, 2010**.

Jeannette Collymore

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Thomas Peterffy, et al. Examiner: Bijendra K. SHRESTHA
Serial No: 10/697,851 Art Unit: 3691
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Title: PRICE IMPROVEMENT PROCESSOR FOR ELECTRONIC TRADING
OF FINANCIAL INSTRUMENTS

BURNS & LEVINSON LLP
125 Summer Street
Boston, MA 02110
(617) 345-3200

To: Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE (D) TO OFFICE ACTION

Sir:

In response to the Final Office Action mailed November 13, 2009, Applicants submit the following amendments and response. A Request for Continued Examination is enclosed, and Applicants may submit preliminary amendments in consideration of and promptly after the expected decision in *Bilski v. Doll*, No. 08-964 (Supreme Court of the United States). A petition for a three-month extension of time under 37 CFR 1.136(a) is also enclosed herewith.

Amended Claims begin on page 3 of this paper.

Remarks begin on page 10 of this paper.

Claims 1-20 are currently pending in the application. Claims 1-20 are rejected under 35 U.S.C. § 103(a) as being unpatentable over Madoff et al, U.S. Patent No. 7,162,448, in view of Hauser et al., U.S. Patent No. 6,061,789, further in view of Lutnick et al., U.S. Patent No. 6,850,907.

Through the amendments and the Remarks that follow, the rejections of claims 1-20 above are overcome.

In the event that extensions of time are necessary, such extensions of time are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required for consideration of this paper (including fees for net addition of claims) are authorized to be charged to our **Deposit Account No. 03-2410, Ref. No. 30894-101**.